

Amendment No. 3 to HB0883

Johnson G
Signature of Sponsor

AMEND Senate Bill No. 745*

House Bill No. 883

by deleting all language after the enacting clause and substituting:

SECTION 1. Tennessee Code Annotated, Section 39-15-213, is amended by deleting subsection (b) and substituting instead the following:

(b) Except as provided in subsection (f), a person who performs or attempts to perform an abortion commits the offense of criminal abortion. Criminal abortion is a Class C felony.

SECTION 2. Tennessee Code Annotated, Section 39-15-213, is amended by adding the following as new subsections:

(f) An abortion is not a violation of this section if:

(1) The abortion is performed on a patient under eighteen (18) years of age whose pregnancy is the result of:

(A) Aggravated rape, as defined by § 39-13-502;

(B) Rape, as defined by § 39-13-503;

(C) Mitigated statutory rape, statutory rape, or aggravated statutory rape, as defined by § 39-13-506;

(D) Rape of a child, as defined by § 39-13-522;

(E) Statutory rape by an authority figure, as defined by § 39-13-532;

(F) Especially aggravated rape, as defined by § 39-13-534;

(G) Especially aggravated rape of a child, as defined by § 39-13-535; or

(H) Incest, as defined by § 39-15-302;

(2) The abortion is performed by a physician, who is licensed or certified under title 63, chapter 6 or 9; and

(3) At the time of the abortion, the patient had been pregnant for twenty-two (22) weeks or less, as calculated from the first day of the last menstrual period of the patient and confirmed by an ultrasound.

SECTION 3. This act takes effect upon becoming a law, the public welfare requiring it.